

UNITED STATES DISTRICT COURT

for the

Eastern District of Tennessee

United States of America

V.

Kenneth A. Smith

Date of Original Judgment: 9/5/2012

Date of Previous Amended Judgment:

(Use Date of Last Amended Judgment if Any)

Case No: 1:11-cr-73

USM No: 18331-074

Elizabeth Ford

Defendant's Attorney

**ORDER REGARDING MOTION FOR SENTENCE REDUCTION
PURSUANT TO 18 U.S.C. § 3582(c)(2)**

Upon motion of ☒ the defendant ☐ the Director of the Bureau of Prisons ☐ the court under 18 U.S.C. § 3582(c)(2) for a reduction in the term of imprisonment imposed based on a guideline sentencing range that has subsequently been lowered and made retroactive by the United States Sentencing Commission pursuant to 28 U.S.C. § 994(u), and having considered such motion, and taking into account the policy statement set forth at USSG §1B1.10 and the sentencing factors set forth in 18 U.S.C. § 3553(a), to the extent that they are applicable,

IT IS ORDERED that the motion is:

☐ DENIED. ☒ GRANTED and the defendant's previously imposed sentence of imprisonment (*as reflected in the last judgment issued*) of 78 months **is reduced to** 63 months.

(Complete Parts I and II of Page 2 when motion is granted)

Terminate Court File No. 337, 340

Except as otherwise provided, all provisions of the judgment dated 09/05/2012 shall remain in effect.

IT IS SO ORDERED.

Order Date: 06/04/2015

/s/

Judge's signature

Effective Date: 11/2/2015

(if different from order date)

U.S. District Judge Curtis Collier

Printed name and title